

October 29
1958

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CONCORD, N.H.

Mr. Roy Y. Lang
Director of Personnel
State House
Concord, New Hampshire

Dear Mr. Lang:

This is in response to your request of October 24, 1958 for an interpretation of the provisions relating to veteran reinstatement benefits. This subject is covered in RSA chapter 112. You particularly call our attention to employees who are recalled to active duty at their own request.

RSA 112:8 is the applicable provision. It confers reinstatement rights on employees leaving state service to enter the armed forces of the United States. No distinction is drawn between those employees who are recalled to active duty at their own request and those who enlist or are drafted or otherwise ordered to active duty.

Accordingly, we advise that the law as it now stands furnishes no basis for refusing reinstatement benefits in the circumstances described in your letter.

Very truly yours,

Elmer T. Bourque
Assistant Attorney General

ETB/g